UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN

MALIBU MEDIA, LLC,)
Plaintiff,) Case No.: <u>2:12-cv-12597-BAF-MJH</u>
v.)
JOHN DOES 1-43,)
Defendants.)

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE OF JOHN DOE 34

PLEASE TAKE NOTICE, Plaintiff hereby voluntary dismisses John Doe 34 ("Defendant") from this action <u>without prejudice</u>. Defendant was assigned the IP address76.112.34.124. Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i), Defendant has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Consistent herewith, Plaintiff consents to the Court having its case closed for administrative purposes.

Date: April 10, 2013

Respectfully submitted,

NICOLETTI & ASSOCIATES, PLLC

By: /s/ Paul J. Nicoletti

Paul J. Nicoletti, Esq. (P44419) 36880 Woodward Ave, Suite 100 Bloomfield Hills, MI 48304

Tel: (248) 203-7800 Fax: (248) 203-7801 E-Fax: (248) 928-7051

Email: paul@nicoletti-associates.com

Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on April 10, 2013, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF and that service was perfected on all counsel of record and interested parties through this system.

By: /s/ Paul J. Nicoletti